

REMARKS

Claims 1-8, 10-14 are pending in the present application. Claims 1, 2, 7, and 8 have been amended. Claim 9 has been canceled. Claims 11-14 have been added without new matter. The basis for the above amendments is found throughout the specification, drawings and claims as originally filed.

REJECTION UNDER 35 U.S.C. § 102

Claims 1-7 are rejected under 35 U.S.C. § 102(b) as being anticipated by Maruyama (JP11127300). This rejection is respectfully traversed.

As defined in the amended independent Claim 1, a mobile terminal has control means. The control means carries out a standby operation for monitoring an incoming call. The control means also carries out an image processing operation for processing an image that is captured by an image capture means. When a camera-dedicated mode is selected by a user, the control means prohibits the standby operation during an image capture operation of the image capture means. When a bifunctional mode is selected by a user, the control means allows the standby operation during the image capture operation of the image capture means. In short, the mobile terminal has the camera-dedicated mode and the bifunctional mode, and the user can select the camera-dedicated mode or the bifunctional mode.

Claim 7 of the present invention is related to a program for operating control means of a mobile terminal. The control means has the same feature of Claim 1 of the present invention that the mobile terminal has the camera-dedicated mode and the

bifunctional mode, and the user can select the camera-dedicated mode or the bifunctional mode.

Maruyama discloses a facsimile machine that has a main facsimile device (1-12, 14-18) and a cordless telephone 13 as shown in FIG. 1 of Maruyama. The main facsimile device can perform a copy operation. The main facsimile device has a cordless connecting device 11 and an antenna 12. The main facsimile device communicates with the cordless telephone 13 through a wireless communication. In its first embodiment, Maruyama discloses that the facsimile machine prohibits the copy operation while the cordless telephone 13 is used, and conversely the facsimile machine prohibits using the cordless telephone 13 during the copy operation (paragraph 0032). In its second embodiment, Maruyama discloses that the facsimile machine prohibits using the cordless telephone 13 but the main facsimile device shows an incoming call in a display 15 in a situation in which the incoming call is detected during the copy operation (paragraph 0046).

That is, Maruyama discloses that the facsimile machine performs the standby operation (i.e. detection of the incoming call) during the image capture operation (i.e. copy operation) in the second embodiment. In other words, in the second embodiment, Maruyama discloses the similar function to the bifunctional mode of the present invention.

However, Maruyama does not disclose the camera-dedicated mode. That is, Maruyama does not disclose that the machine prohibits the standby operation during the image capture operation either in the first embodiment or in the second embodiment. Although Maruyama discloses that the facsimile machine prohibits using

the cordless telephone during the copy operation in the first embodiment, using the cordless telephone is different from the standby operation (i.e. monitoring the incoming call) defined in Claims 1, 7 of the present invention. Accordingly, Maruyama does not disclose, teach, or suggest the camera-dedicated mode, which is defined in Claims 1, 7 of the present invention.

In addition, Maruyama does not disclose, teach, or suggest the feature of Claims 1, 7 of the present invention that control means prohibits the standby operation during the image capture operation when the camera-dedicated mode is selected by a user and the control means allows the standby operation during the image capture operation when the bifunctional mode is selected by a user. In other words, Maruyama does not disclose, teach, or suggest that the user can select the camera-dedicated mode or the bifunctional mode.

Thus, applicants believe that Claims 1, 7 of the present invention patentably distinguish and are not obvious over Maruyama. Likewise, Claims 2-6, 10, which ultimately depend from Claim 1, are also believed to patentably distinguish and are not obvious over Maruyama. Reconsideration of the rejection is respectfully requested.

REJECTION UNDER 35 U.S.C. § 103

Claims 8, 9 are rejected under 35 U.S.C. § 103(a) as being unpatentable over Maruyama (JP11127300). This rejection is also respectfully traversed.

Applicants amend Claim 8, and canceled its dependent claim 9. As defined in the amended independent Claim 8, Claim 8 of the present invention is related to a mobile terminal that has a control means. The control means carries out a standby

operation for monitoring an incoming call and an image processing operation for processing an image that is captured by an image capture means similarly to Claim 1. When a camera-dedicated mode is selected by a user, the mobile terminal operates in the camera-dedicated mode in which an image capture operation through the image capture means is allowed while the standby operation is prohibited. Accordingly, the user can select the camera-dedicated mode as an operational mode of the mobile terminal.

As discussed before, Maruyama does not disclose, teach, or suggest the camera-dedicated mode, which is defined in Claim 8 of the present invention. In addition, Maruyama does not disclose, teach, or suggest that the user can select the camera-dedicated mode.

Thus, applicants believe that Claim 8 of the present invention patentably distinguishes and is not obvious over Maruyama. Reconsideration of the rejection is respectfully requested.

NEW CLAIMS

New Claim 11 depends from Claim 8. Thus, applicants believe that Claim 11 is also believed to patentably distinguish and is not obvious over Maruyama.

New Claim 12 has the a feature that is similar to Claim 1. As defined in new independent Claim 12, a mobile terminal has a receiver, a camera, a standby operation part, a controller, and a display. The controller controls an operational mode that has a camera-dedicated mode and a bifunctional mode. The display shows a mode selection menu so that the operational mode can be selected by a user. The controller inhibits

the standby operation part from monitoring the incoming call and allows the camera to capture the image while in the camera-dedicated mode. The controller allows the standby operation part to monitor the incoming call and also allows the camera to capture the image while in the bifunctional mode. When the camera-dedicated mode is selected by the user, the controller sets the camera-dedicated mode as the operational mode. When the bifunctional mode is selected by the user, the controller sets the bifunctional mode as the operational mode. In short, similarly to Claim 1, the mobile terminal has the camera-dedicated mode and the bifunctional mode, and the user can select the operational mode from at least the camera-dedicated mode and the bifunctional mode.

As discussed before, Maruyama does not disclose, teach, or suggest the camera-dedicated mode, which is defined in Claim 12 of the present invention. In addition, Maruyama does not disclose, teach, or suggest that the user can select the camera-dedicated mode.

Thus, applicants believe that Claim 12 of the present invention patentably distinguishes and is not obvious over Maruyama. Likewise, Claims 13, 14, which depend from Claim 12, are also believed to patentably distinguish and are not obvious over Maruyama.

CONCLUSION

It is believed that all of the stated grounds of rejection have been properly traversed, accommodated, or rendered moot. Applicants therefore respectfully request that the Examiner reconsider and withdraw all presently outstanding rejections. It is

believed that a full and complete response has been made to the outstanding Office Action, and as such, the present application is in condition for allowance. Thus, prompt and favorable consideration of this amendment is respectfully requested. If the Examiner believes that personal communication will expedite prosecution of this application, the Examiner is invited to telephone the undersigned at (248) 641-1600.

Respectfully submitted,

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